

From: ["Garcia, Bert" </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE:GROUP \(FYDIBOHF23SPDLT\)/CN=RECIPIENTS/CN=FE9985E7060941D1920961C60EBFC668-GARCIA.BERT>](mailto:Garcia.Bert@epa.gov)  
To: [Hamilton](#)  
[Karen](#)  
CC:  
Date: 11/5/2014 11:00:26 AM  
Subject: RE: McNulty Gulch, Climax Mine -- Waste Treatment System Exemption Question

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(b) (5) - Deliberative



Bert Garcia  
Director, Ecosystems Protection Program  
EPA Region 8

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**From:** Hamilton, Karen  
**Sent:** Wednesday, November 05, 2014 10:37 AM  
**To:** Garcia, Bert  
**Subject:** FW: McNulty Gulch, Climax Mine -- Waste Treatment System Exemption Question  
**Importance:** High

Bert

We are coming to a conclusion on this after over a year with the Corps. We need to check in with CDPHE on their thinking re: the NPDES permit and meet with HQs next week. Finally, we meet with the Corps on Nov 19. (b) (5) - Deliberative



*Karen*

Karen Hamilton  
Chief, Aquatic Resource Protection and Accountability Unit  
US Environmental Protection Agency Region 8  
1595 Wynkoop St.  
Denver, CO 80202  
303 312 6236

Protect our Nation's waters

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**From:** Perkins, Erin  
**Sent:** Wednesday, November 05, 2014 10:22 AM  
**To:** Wade, Alexis  
**Cc:** Hamilton, Karen  
**Subject:** FW: McNulty Gulch, Climax Mine -- Waste Treatment System  
**Importance:** High

Hi Alexis –

I wanted to give you the heads up that R8 will be scheduling a meeting for next week with OGC and OW regarding the Climax mine and the waste treatment exclusion. I think you were on a call a while ago regarding this mine. We and the Corps met with the mine on Oct. 6 and the mine subsequently sent the following letter and attachments. So far, we are on the same page generally with the Corps on the JD. (b) (5) - Deliberative, (b) (5) - Attorney-Client

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Please let me know if you have any questions – we’re hoping for the end of next week to meet with you and OW. We meet with the Corps on Nov. 19 to discuss our thinking.

Thanks,

Erin

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**From:** Hamilton, Karen  
**Sent:** Monday, October 20, 2014 2:26 PM  
**To:** Perkins, Erin  
**Subject:** FW: McNulty Gulch, Climax Mine -- Waste Treatment System  
**Importance:** High

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**From:** Graff, Karen M. [[mailto:Karen\\_Graff@FMI.com](mailto:Karen_Graff@FMI.com)]  
**Sent:** Monday, October 20, 2014 1:55 PM  
**To:** Hamilton, Karen; [lesley.a.mcwhirter@usace.army.mil](mailto:lesley.a.mcwhirter@usace.army.mil)  
**Cc:** Ott, Toney; Deely, Sheila H.  
**Subject:** McNulty Gulch, Climax Mine -- Waste Treatment System  
**Importance:** High

**SENT ON BEHALF OF RAY LAZUK**

Hello Karen and Lesley:

As we discussed at our October 6 meeting, we are providing the regulatory ELG and permitting material that we referenced as part of our presentation at the meeting. We would be happy to address any questions that remain, and would very much appreciate the opportunity to discuss your conclusions in a meeting or teleconference following your review of this material.

Raymond Lazuk  
Environmental Manager  
Climax Molybdenum Company - Climax Mine  
Highway 91 - Fremont Pass  
Climax, CO 80429